

DEC 13 2005

Attorney's Docket No.: 16869-003001

OFFICIAL COMMUNICATION FACSIMILE:**OFFICIAL FAX NO: (571) 273-8300**Number of pages including this page 10

Applicant : Sokol et al.
Serial No. : 10/783,385
Filed : February 19, 2004

Art Unit : 2835
Examiner : Michael Datskovskiy

Title : SYSTEM AND APPARATUS FOR HEAT REMOVAL

Attention: Group Director
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a Request for Permission to Withdraw as Attorney of Record, faxed this 13th day of December, 2005, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: December 13, 2005

Tim H. Pham
Reg. No. 48,589

Customer No. 26181
Fish & Richardson P.C.
Telephone: (650) 839-5070
Fax: (650) 839-5071

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REQUEST FOR PERMISSION TO WITHDRAW AS ATTORNEY OF RECORD

The undersigned attorney, on behalf of himself and the other attorneys of record, who are members or associates in the firm of FISH & RICHARDSON P.C., or who were so listed at the time of their appointment, and on behalf of any associate attorneys appointed by any of the attorneys on whose behalf this petition is filed, including the following: Practitioners registered under Customer Number 26181, requests the approval of the Commissioner to withdraw as attorney(s)/agent(s) of record.

The present mailing address of the attorney(s)/agent(s) of record is:

Customer No. 26181
 Fish & Richardson P.C.
 PO Box 1022
 Minneapolis, MN 55440-1022

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

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Signature

Carlos A. Brasil

Typed or Printed Name of Person Signing Certificate

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The undersigned does not know where future correspondence to the applicant should be mailed. The last known addresses for the applicant are indicated below in no particular order.

Harrison Rose
2533 Diericx Drive
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#M166
San Jose, CA 95129

John Sokol
9839 Vernon Ave.
Montclair, CA 91763

Allen Amaro
4104 Converse St.
Fremont, CA 94538

The reason for which the permission of the Commissioner is sought for withdrawal of the attorneys/agents of record is that the attorneys have received conflicting instructions and/or information from different members of Nisvara's Board of Directors. In particular, there is a dispute among the members of the board. A first party of the board alleges that the employment of a second party of the board has been terminated. The second party alleges the first party is perpetrating fraud and that further support for and communication with the first party should be avoided. The disputing parties have placed the attorneys/agents of record in a position in which continued representation would likely either (i) violate attorney-client privilege and/or an obligation of confidentiality; or (ii) violate instructions to avoid supporting and communicating with the first party.

Notice of the attorney's request to withdraw is being sent simultaneously to the applicant and the relevant papers and files will immediately be sent the applicants at the above address upon approval of the request by the Commissioner.

At least thirty days remain for the applicant to take any action due in this case or an appropriate request for extension of time accompanies this request seeking additional time.

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